THE HON'BLE SRI JUSTICE P.S.NARAYANA

W.P.No.21687 of 2006

Date : 7-9-2007

Between :

M/s. Vishal-Ispat,
A Proprietary concern,
Urla Road, Birgoan, Raipur,
Chattisgarh State,
Represented by its Proprietor
Sri Jabbar Dagli s/o.late Sri Ko Mo Dagli .. Petitioner

And

1. Singareni Collieries Company Limited,
Represented by its Chief Manager,
Kothagudem, Khammam District
and others ..
Respondents

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W.P.No.21687 of 2006

ORDER:

On 3-7-2007, this Court made the following order :

"The petitioner is challenging the work awarded in the month of August, 2006, pursuant to the tender notice dated 29-6-2006.

Prima facie, it appears that the cause in the Writ Petition does not survive.

However, learned Counsel for the petitioner seeks time to ascertain…."

The Writ Petition is filed for issuance of a writ, order or direction more particularly one in the nature of Writ of Mandamus by declaring the impugned action of the 1st respondent in awarding the tender works e-auction No.MST(V)/SCCL-94D/2006-2007/eA-704, dated 29-6-2006 in lot Sl.No.76 MM-94-93-11, and consequential sale order No.SCCL-94D/06-07/eA-704/9, dated 8-8-2006 for sale of scrap, cable (copper/aluminum) material without insisting for No Objection Certificate from the Pollution

Control Board of Committee of Andhra Pradesh and also without following the guidelines issued by the Ministry of Environment and Forest, dated 23-5-2003, as illegal, arbitrary and void ab initio and consequently set aside the same and to pass such other suitable orders.

In the light of the facts and circumstances which had been narrated in the affidavit filed in support of the Writ Petition, this Court is of the opinion that the Writ Petition became infructuous. Accordingly, the Writ Petition is dismissed as having become infructuous. No order as to costs.

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Justice P.S.Narayana

Date : 7-9-2007

AM